IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 20982 of 2004

Between:

Yekula Venkateswara Rao, S/o Y.Venkaiah,
R/o Peddathummidi Village, Bantumilli Mandal, Krishna District

... PETITIONER

AND

1 The District Collector, Krishna Chilakalapudi, Machilipatnam
2 The Revenue Divisional Officer, Machilipatnam, Krishna District
3 The Mandal Revenue Officer, Bantumilli Mandal, Krishna District

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ, Order or direction particularly in the nature of Mandamus declaring the action of the 3rd respondents Notice No.RC.B.152/2004 dated 30-10-2004 as illegal, arbitrary and violative of Article 14,21 and 300 A of the Constitution of India.

Counsel for the Petitioner: MR.V.V.PRABHAKARA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

Against the impugned show cause notice dated 30-10-2004 proposing to take action for contravention of the provisions of Sub-section (2) of Section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (for short 'the Act'), petitioner already said to have submitted an explanation. The present writ petition is filed complaining that without passing final orders on the explanation so offered, respondents are trying to evict the petitioner from the schedule lands.

2. Once explanation is filed, respondents are bound to pass appropriate orders. Unless final orders on the said explanation are passed and communicated to the petitioner, respondents are directed not to dispossess the petitioner from the said land.

The writ petition is accordingly disposed of.

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A. **GOPAL REDDY, J**

November 17, 2004

N.B. *Copy tomorrow*

(B/o)

MRR

ASSISTANT REGISTRAR

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SECTION OFFICER

To:

1 The District Collector, Krishna Chilakalapudi, Machilipatnam
2 The Revenue Divisional Officer, Machilipatnam, Krishna District
3 The Mandal Revenue Officer, Bantumilli Mandal, Krishna District

4 Two C.C. s to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

5 Two C.D. Copies.